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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/776,391	02/11/2004	Mitchell A. Altman	BIGTOE.003A	3924

20995 7590 03/03/2006

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IRVINE, CA 92614

EXAMINER

HOLLOWAY III, EDWIN C

ART UNIT	PAPER NUMBER
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2635

DATE MAILED: 03/03/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
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10/774,391

EXAMINER

ART UNIT	PAPER NUMBER
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20060227

DATE MAILED:

EXAMINER INTERVIEW SUMMARY RECORD

All participants (applicant, applicant's representative, PTO personnel):

(1) Mitchell A. Altman (3) Edwin C. Holloway
(2) Daniel E. Altman (4) Neil Bartfeld

Date of interview 2-27-06

Type: ☐ Telephonic ☒ Personal (copy is given to ☒ applicant ☐ applicant's representative).

Exhibit shown or demonstration conducted: ☒ Yes ☐ No. If yes, brief description: Inventor displayed

TV-B-Gone device.

Agreement ☐ was reached with respect to some or all of the claims in question. ☒ was not reached.

Claims discussed: 1, 17, 35

Identification of prior art discussed: Enomoto, Redford

Description of the general nature of what was agreed to if an agreement was reached, or any other comments: Discussed items on applicant's "list of topics" received by fax 2-10-06 and attached to this form. along with proposed claim 35. Applicant argued Enomoto knows codes in advance. Examiner noted that is in claim 35, not claim 1. Proposed amends/evidence would require further consideration after final. Appl. rep. stated that an RCE would be filed.

(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)

☒ 1. It is not necessary for applicant to provide a separate record of the substance of the interview.

Unless the paragraph below has been checked to indicate to the contrary, A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW (e.g., items 1-7 on the reverse side of this form). If a response to the last Office action has already been filed, then applicant is given one month from this interview date to provide a statement of the substance of the interview.

☐ 2. Since the examiner's interview summary above (including any attachments) reflects a complete response to each of the objections, rejections and requirements that may be present in the last Office action, and since the claims are now allowable, this completed form is considered to fulfill the response requirements of the last Office action. Applicant is not relieved from providing a separate record of the substance of the interview unless box 1 above is also checked.

Edwin C. Holloway III
Examiner's Signature
EDWIN C. HOLLOWAY III
PRIMARY EXAMINER

DO NOT ENTER

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35. (New) A method for minimizing disturbance from a remotely controlled television in a public place, comprising:

encountering the television in the public place;

pointing a universal remote device in the direction of the remotely controlled television, said universal remote device comprising a database of encoded signals for effecting a function selected from the group consisting of power on/off and mute on at least twenty different remotely controlled televisions, each of said at least twenty different remotely controlled televisions requiring a different signal to effect said function, wherein the signal for effecting the function on said television in the public place is not known prior to encountering it;

actuating an actuator on the universal remote device, thereby causing the device to send the encoded signals for the at least twenty different remote controlled televisions from the database to a signal emitter on the universal remote device;

emitting the encoded signals from the signal emitter so as to effect the function on said television in the public place , thereby minimizing disturbance from the television in the public place.

Knobbe Martens Olson & Bear LLP

Intellectual Property Law

Proposal For Interview Summary

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Facsimile Transmittal Sheet

To: Examiner HOLLOWAY III, EDWIN C
Firm: UNITED STATES PATENT AND TRADEMARK OFFICE
Group Art Unit: 2635
Appl. No: 10/776,391
Filing Date: February 11, 2004
Facsimile No.: (571) 273-3058
From: Daniel E. Altman
Client Code.: BIGTOE.003A
Date: February 10, 2006
NO. OF PAGES: 19 (incl. cover sheet)

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OPERATOR PHONE NO.: (949) 760-0404 FACSIMILE NO.: (949) 760-9502

MESSAGE: Thank you for tentatively agreeing to conduct an interview in the subject patent application on Monday, February 27 at 11:00 am. You asked that we provide you with a list of topics to be discussed at the interview in advance. These topics include:

- A) Overview of differences between invention and prior art.
- B) The criticality of various limitations, including the timing between signals. Support for proposed limitations.
- C) Legal support that criticality does not need to be disclosed in the specification.
- D) How best to present evidence of secondary considerations, such as commercial success (including nexus to the invention) and recognition by others.

I look forward to meeting with you in a couple of weeks. I will be accompanied by my colleague Neil S. Bartfeld, Ph.D., and the inventor, Mitchell A. Altman.

Best regards,



Daniel E. Altman

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